

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that: my residence, post office address and country of ship are as stated below, next to my name; I believe I am the original, first, and sole inventor (if only

OIPE	• • • • • • • • • • • • • • • • • • •		ventor (if plural names are listed sought on the invention entitled		
MAY 0 3 2010	SYSTEM AND MI		ING APPLICATION LEVEL		
Ara .	NE CONTRACTOR OF THE PROPERTY				
CATA TRADE	the specification of which				
	is attached				
		December 8, 2000 as			
		nited States Application Nun			
		PCT International Applicati	on Number		
	an	d was amended on			
			(if applicable)		
	specification, including the cl duty to disclose all information Federal Regulations, Section I hereby claim fore application(s) for patent or in designated at least one countidentified below, by checking	laim(s), as amended by any son known to me to be mater 1.56. ign priority benefits, under inventor's certificate, or 36 of the other than the United go the box, any foreign applied.	anderstand the contents of the amendment referred to above. I it is a defined in 3. 35 U.S.C. 119(a)-(d) or 365(b) 5(a) of any PCT international application for patent or inventor's correct that of the application on very second to the application of the application on very second to the application of the applica	acknowle Fitle 37, (), of any pplication v and ha ertificate,	foreign which we also
	Prior Foreign Application(s)			Prior Clain	
	<u></u>				
	(Number)	(Country)	(Foreign Filing Date)	Yes	No
	(Number)	(Country)	(Foreign Filing Date)	Yes	No
	I hereby claim the ber listed below:	nefit, under 35 U.S.C. 119(e	e), of any United States provision	al applica	ation(s)
	(Application Number)	Filing Date			
	(Application Number)	Filing Date			
	I hereby claim the be	nefit, under 35 U.S.C. 120, c	of any United States application(s) listed be	elow:
	09/580,425	May 30, 2000	Pending		
	(Application Number) abandoned)	Filing Date	(Status paten	ted, pe	ending,
	(Application Number) abandoned)	Filing Date	(Status paten	ted, pe	ending,

I hereby appoint: Donald R. Antonelli, Reg. No. 20,296; Melvin Kraus, Reg. No. 22,466; William I. Solomon, Reg. No. 28,565; Gregory E. Montone, Reg. No. 28,141; Ronald J. Shore, Reg. No. 28,577; Donald E. Stout, Reg. No. 26,422; Alan E. Schiavelli, Reg. No. 32,087; James N. Dresser, Reg. No. 22,973; Carl I. Brundidge, Reg. No. 29,621; Paul J. Skwierawski, Reg. No. 32,173; and Robert M. Bauer, Reg. No. 34,487; of ANTONELLI, TERRY, STOUT & KRAUS, LLP with offices located at 1300 North Seventeenth Street, Suite 1800, Arlington, Virginia 22209, my attorneys, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith.

Send all correspondence to:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Inventor's Signature	Date
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(City, State)	(Country of Citizenship)
Mailing Address	

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Title 37, Code of Federal Regulations, Section 1.56 Duty to Disclose Information Material to Patentability

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclosure information exists with respect to each pending claim until the claim is cancelled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is cancelled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclosure all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by Explication or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) Prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) The closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.
- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made or record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

- (c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:
 - (1) Each inventor named in the application;
 - (2) Each attorney or agent who prepares or prosecutes the application; and
- (3) Every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.
- (d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.
- (e) In any continuation-in-part application, the duty under this section includes the duty to disclose to the Office all information known to the person to be material to patentability, as defined in paragraph (b) of this section, which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

Attorney's Docket No.: 017.38601PX1

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that: my residence, post office address and country of citizenship are as stated below, next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

SYSTEM AND MI	ETHOD OF CONTROLLI	ING APPLICATION LEVE ER TO A NETWORK	L	
is attached in was filed on Ur	n <u>December 8, 2000</u> as nited States Application Nur	nber <u>09/731,758</u>		
	PCT International Application was amended on	(if applicable)	·	
specification including the c	laim(s), as amended by any on known to me to be mater	nderstand the contents of amendment referred to above rial to patentability as defined	e. I acknowle	dge the
application(s) for patent or designated at least one couldentified below, by checkin	inventor's certificate, or 36 ntry other than the United the box, any foreign apple	7 35 U.S.C. 119(a)-(d) or 36 5(a) of any PCT internation States of America, listed b lication for patent or inventor fore that of the application	al application elow and har r's certificate,	which ve also or any
Prior Foreign Application(s)			Prior <u>Clain</u>	-
(Number)	(Country)	(Foreign Filing Date)	Yes	No
(Number)	(Country)	(Foreign Filing Date)	Yes	No
I hereby claim the be listed below:	enefit, under 35 U.S.C. 1190	(e), of any United States prov	risional applic	ation(s)
(Application Number)	Filing Date			
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I hereby claim the b	enefit, under 35 U.S.C. 120	, of any United States applicat	ion(s) listed b	elow:
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Full Name of Seventh/Joint Inventor	
Tull Nume of Seventille and Seventille	
	Date

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